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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND DIVISION

XIN XU,  
 Plaintiff,  
 v.

No. C 07-0938 WDB

MICHAEL CHERTOFF, as Secretary of the  
 Department of Homeland Security;  
 EMILIO GONZALEZ, as Director of the  
 U.S. Citizenship and Immigration Services;  
 CHRISTINA POULOS, as Acting Director of  
 the U.S. Citizenship and Immigration Services,  
 California Service Center;  
 ROBERT S. MUELLER, III, as Director of the  
 Federal Bureau of Investigation;  
 Defendants.

**STIPULATION AND ORDER TO  
 EXTEND HEARING DATE**

Hearing Date: November 7, 2007  
 Time: 1:30 p.m.

The plaintiff, proceeding *pro se*, and defendants, by and through their attorneys of record, hereby stipulate, subject to approval of the Court, to extend the hearing date in this matter, currently set for November 7, 2007, at 1:30 p.m., in light of the fact that government counsel, Edward A. Olsen, will be at a Department of Justice conference in Washington, D.C., from November 5 through November 8, 2007.

The parties propose a revised hearing date of November 14, 2007, at 3:00 p.m., if this meets the Court's approval.

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2  
3 Dated: October 30, 2007

/s/  
XIN XU  
Pro Se

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7 Dated: October 30, 2007

/s/  
EDWARD A. OLSEN  
Assistant United States Attorney

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10 **ORDER**

11 Pursuant to the parties' stipulation, IT IS SO ORDERED.

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13 Dated: October 31, 2007

  
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WAYNE D. BRAZIL  
United States Magistrate Judge